IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

| BANK OF AMERICA, N.A., | § |
|---------------------------|-----------------------------|
| | § |
| Plaintiff, | § |
| | § |
| V • | S CIVIL ACTION NO. H-12-313 |
| | § |
| FULCRUM ENTERPRISES, LLC, | § |
| | § |
| Defendant. | § |

ORDER ADOPTING MAGISTRATE JUDGE'S MEMORANDUM AND RECOMMENDATION

Having reviewed the Magistrate Judge's Memorandum and Recommendation dated April 21, 2014, and the objections and responses filed thereto, the court is of the opinion that said Memorandum and Recommendation should be adopted by this court.

It is, therefore, **ORDERED** that the Memorandum and Recommendation is hereby **ADOPTED** by this court.

The Clerk shall send copies of this Order to the respective parties.

SIGNED at Houston, Texas, this 1944 day of May, 2014.

SIM LAKE

UNITED STATES DISTRICT JUDGE